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7 *Attorney for Defendant NYE COUNTY SCHOOL*  
8 *DISTRICT*

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10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**

12 JONATHAN McNEAL, a minor, by  
13 and through his natural parents,  
14 Tammie McNeal and Kevin McNeal,  
15 Plaintiff,

16 Case No.:  
17 2:12-cv-01717-GMN-CWH (Base Case)  
18 2:12-cv-02006-GMN-CWH  
19 2:12-cv-02011-GMN-CWH

20 vs.

21 NYE COUNTY SCHOOL DISTRICT,  
22 a political subdivision of the State of Nevada;  
23 SARAH HOPKINS, individually; HOLLY  
24 LEPISTO, individually; PHYLLIS DUSHANE,  
25 individually; KATHRYN CUMMINGS,  
26 individually,

27 Defendants.

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19 **STIPULATED PROTECTIVE ORDER (SECOND)**

20 To adequately protect material entitled to be kept confidential, pursuant to the Court's  
21 authority under Federal Rule of Civil Procedure ("Fed.R.Civ.Proc.") 26(c) and with the  
22 consent of the parties hereto, it is hereby ORDERED:

23 1. In accordance with the Basic Disclosure Principles described at paragraph 3,  
24 page 2-3, of the STIPULATED PROTECTIVE ORDER entered by this court on March 4,  
25 2013 (Doc. #49), in the event that Case No. 2:12-cv-01717-GMN-CWH is consolidated with  
26 any other matter, no party to the Stipulated Protective Order filed by the parties on February  
27 28, 2013 (Doc. #47) may disclose documents designated as confidential to any additional  
28 party, until that party or counsel for that party has agreed to be bound by the stipulation and

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1 order.

2       2. This court by Order dated May 3, 2013 (Doc. #68) granted Plaintiff's Motion  
3 to Consolidate cases No. 2:12-cv-01717-GMN-CWH, 2:12-cv-02006-JCM-CWH, and 2:12-  
4 cv-02011-APG-GWF. Confidential information will now henceforth be disclosed among all  
5 parties to the consolidated action, including but not limited to documents that are designated  
6 as Confidential in accordance with the STIPULATED PROTECTIVE ORDER entered by  
7 this court on March 4, 2013 (Doc. #49), information contained within such documents, and  
8 documents, such as pleadings and discovery responses, that incorporate such information (see  
9 paragraph 1.d, page 2, of the STIPULATED PROTECTIVE ORDER).

10       3. Accordingly, the parties in each of the cases listed under paragraph 2 above  
11 agree to be bound by the STIPULATED PROTECTIVE ORDER entered by this court on  
12 March 4, 2013 (Doc. #49), with the case designation revision in Exhibit A, attached.

13 Agreed to by:

14 Dated: June 18, 2013.

15 ERICKSON, THORPE & SWAINSTON, LTD.

16 By: /s/ Thomas P. Beko, Esq.

17 THOMAS P. BEKO, ESQ.  
18 *Attorneys for Defendant Nye County School District*

19 PARKER, SCHEER, LAGOMARSINO

20 By: /s/ Andre M. Lagomarsino, Esq.

21 ANDRE M. LAGOMARSINO, ESQ.  
22 *Attorneys for Plaintiffs JONATHAN McNEAL, COLLIN COLEMAN, LOGAN COLEMAN*

23 TANNER LAW FIRM

24 By: /s/ David A. Tanner, Esq.

25 DAVID A. TANNER, ESQ.  
26 *Attorneys for Plaintiff JAYDELYN TILLMAN*

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28 ///

1 MARQUIS & AURBACH

2 By: /s/ Craig R. Anderson, Esq.

3 CRAIG R. ANDERSON, ESQ.

4 *Attorneys for Defendants Cummings and Dushane*

5 THORNDAL, ARMSTRONG, DELK, BALKENBUSH & EISINGER

6 By: /s/ Phillip Goodhart, Esq.

7 PHILIP GOODHART, ESQ.

8 *Attorneys for Defendant Hopkins*

9 PITEGOFF LAW OFFICE

10 By: /s/ Jeffrey I. Pitegoff, Esq.

11 JEFFREY I. PITEGOFF, ESQ.

12 *Attorneys for Defendant Lepisto*

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## ORDER

IT IS SO ORDERED.

DATED this 19 day of June, 2013.

By: Carl W. Hoffman  
Honorable Carl W. Hoffman  
UNITED STATES MAGISTRATE JUDGE

**EXHIBIT A**

## **AGREEMENT TO BE BOUND BY PROTECTIVE ORDER**

I, \_\_\_\_\_, hereby declare that I have received a copy of, read, and understand the Stipulated Protective Order entered in JONATHAN MCNEAL, a minor, by and through his natural parents, Tammie McNeal and Kevin McNeal, Plaintiff, v. NYE COUNTY SCHOOL DISTRICT, a political subdivision of the State of Nevada; SARAH HOPKINS, individually; HOLLY LEPISTO, individually; PHYLLIS DUSHANE, individually; KATHRYN CUMMINGS, individually; Defendants, United States District Court for the District of Nevada, Case No. 2:12-cv-01717-GMN-CWH (Base Case), on \_\_\_\_\_ [DATE] (the “Protective Order”). I hereby acknowledge that I have received confidential documents and information, as defined in the Protective Order, and, on pain of contempt of court, I hereby declare that, I will not disclose any part of the confidential documents and information to any third party without consent of an attorney of record in this case, I will use my best efforts to maintain the confidential nature of the documents and information, and I will return or destroy the confidential documents and information in accordance with the terms of the Protective Order.

18 I declare under penalty of perjury, pursuant to 28 U.S.C. § 1746, that the foregoing  
19 is true and correct. Executed on \_\_\_\_\_ [DATE].

21 (Signature)

(Printed Name)